



General Assembly

January Session, 2007

Raised Bill No. 7185

LCO No. 4157

04157_____INS

Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

AN ACT AMENDING THE DRAM SHOP ACT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 30-102 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2007*):

3 If any person, by such person or such person's agent, sells any
4 alcoholic liquor to [an] a visibly intoxicated person, and such
5 purchaser, in consequence of such intoxication, thereafter injures the
6 person or property of another, such seller shall pay just damages to the
7 person injured, up to the amount of two hundred fifty thousand
8 dollars, or to persons injured in consequence of such intoxication up to
9 an aggregate amount of two hundred fifty thousand dollars, to be
10 recovered in an action under this section, provided the aggrieved
11 person or persons shall give written notice to such seller within one
12 hundred twenty days of the occurrence of such injury to person or
13 property of such person's or persons' intention to bring an action
14 under this section. Such notice shall specify the time, the date and the
15 person to whom such sale was made, the name and address of the
16 person injured or whose property was damaged, and the time, date
17 and place where the injury to person or property occurred. No action

18 under the provisions of this section shall be brought but within one
19 year from the date of the act or omission complained of. [Such injured
20 person shall have no cause of action against such seller for negligence
21 in the sale of alcoholic liquor to a person twenty-one years of age or
22 older.] The provisions of this section provide the exclusive remedy for
23 such injured person against such seller for negligence in the sale of
24 alcoholic liquor and such injured person shall have no common law
25 right of action against such seller, except in the case where the sale of
26 alcoholic liquor was to a person under twenty-one years of age.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	October 1, 2007	30-102
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Statement of Purpose:

To provide that the Dram Shop Act is the exclusive remedy for an injured person against the seller of alcoholic liquor and that the injured person has no common law right of action against the seller of alcoholic liquor.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]